

001419

101  
11/20

COMMITTEE ACTION SHEET

COUNCIL DOCKET OF November 20, 2007

☐ Supplemental ☐ Adoption ☐ Consent ☒ Unanimous Consent Rules Committee Consultant Review

R -

O -

Dakota Canyon Accelerated Sewer Replacement & Rehabilitation, Additional Funding

☒ Reviewed ☐ Initiated By NR&C On 11/02/07 Item No. 2a

RECOMMENDATION TO:

Approve

VOTED YEA: Frye, Faulconer, Peters

VOTED NAY:

NOT PRESENT: Maienschein, Hueso

CITY CLERK: Please reference the following reports on the City Council Docket:

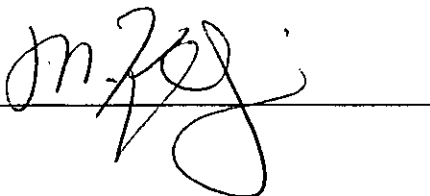
REPORT TO THE CITY COUNCIL NO.

COUNCIL COMMITTEE CONSULTANT ANALYSIS NO.

OTHER:

Metropolitan Wastewater Department's August 7, 2007, Executive Summary Sheet

COUNCIL COMMITTEE CONSULTANT



001421

**DOCKET SUPPORTING INFORMATION  
CITY OF SAN DIEGO  
EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION**

DATE:

September 18, 2007

**SUBJECT:** Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project

**GENERAL CONTRACT INFORMATION**

Recommended Contractor: Orion Construction Corporation

Amount of this Action: \$ 174,835

Previous Actions \$1,926,900

Contract Amount: \$1,234,350

Funding Source: City

**SUBCONTRACTOR PARTICIPATION****This Action**

B&W Precast (Other)	\$ 7,048	0.57%
Ferguson Waterworks (Other)	\$ 7,910	0.64%
G. Scott Asphalt (Other)	\$ 6,810	0.55%
Golden State Boring (Other)	\$467,950	37.91%
Hurricane & Poway Fence (WBE/Caucasian Female)	\$ 14,561	1.17%
Hydro-Sprout (WBE/Caucasian Female)	\$ 1,960	0.15%
Southwest Pipeline (Other)	\$ 49,920	4.04%
<b>Total Certified Participation</b>	<b>\$ 16,521</b>	<b>1.32%</b>
<b>Total Other Participation</b>	<b>\$539,638</b>	<b>43.71%</b>
<b>Total Participation</b>	<b>\$556,159</b>	<b>45.03%</b>

**EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE**

Equal Opportunity: Required

Orion Contracting and Paving has submitted a Work Force Report for their San Diego County employees dated June 4, 2007 indicating 28 employees in their Administrative Work Force and 61 employees in their Trade Work Force. The Administrative and the Trade Work Force reflect no under representations.

This action requests the authorization to transfer and expend \$174,835 for additional funding to cover the costs associated with bids received at higher cost than the engineer's estimate. The action amount does not impact the subcontractor participation levels.

**ADDITIONAL COMMENTS**

The Work Force Analysis is attached.

JLR

001422

File: Admin WOFO 2000

Date WOFO Submitted: 6/4/2007  
Input by: SHGoals reflect statistical labor force  
availability for the following: 2000 CLFA  
San Diego, CACity of San Diego/Equal Opportunity Contracting  
**WORK FORCE ANALYSIS REPORT**FOR  
Company: Orion Construction Corporation

## I. TOTAL WORK FORCE:

	Black			Hispanic			Asian			American Indian			Filipino			White		Other	
	Goals	M	F	Goals	M	F	Goals	M	F	Goals	M	F	Goals	M	F	M	F	M	F
Mgmt & Financial	3.3%	0	0	11.9%	0	0	6.2%	0	1	0.4%	0	0	6.2%	0	0	3	2	0	0
Professional	4.0%	0	0	12.6%	0	0	6.5%	0	0	0.5%	0	0	6.5%	0	0	0	0	0	0
A&E, Science, Computer	2.8%	0	0	7.3%	1	0	16.2%	0	0	0.3%	0	0	16.2%	0	0	2	1	0	0
Technical	6.6%	0	0	14.8%	0	0	17.2%	0	0	0.4%	0	0	17.2%	0	0	0	0	0	0
Sales	3.9%	0	0	19.5%	0	0	6.8%	0	0	0.6%	0	0	6.8%	0	0	0	0	0	0
Administrative Support	7.0%	0	1	20.8%	0	1	8.8%	1	1	0.6%	0	0	8.8%	0	0	1	2	0	0
Services	5.5%	0	0	36.8%	0	0	9.7%	0	0	0.6%	0	0	9.7%	0	0	0	0	0	0
Crafts	4.5%	0	0	25.8%	0	0	9.1%	0	0	0.7%	0	0	9.1%	0	0	0	0	0	0
Operative Workers	4.3%	0	0	38.8%	0	0	20.8%	0	0	0.3%	0	0	20.8%	0	0	0	0	0	0
Transportation	8.1%	0	0	32.1%	0	0	4.5%	0	0	0.5%	0	0	4.5%	0	0	3	0	0	0
Laborers	4.4%	1	0	54.0%	6	0	4.1%	0	0	0.5%	0	0	4.1%	0	0	1	0	0	0
TOTAL		1	1		7	1		1	2		0	0		0	0	10	5	0	0

## HOW TO READ TOTAL WORK FORCE SECTION:

The information blocks in Section 1 (Total Work Force) identify the absolute number of the firm's employees. Each employee is listed in their respective ethnic/gender and employment category. The percentages listed under the heading of "CLFA Goals" are the County Labor Force Availability goals for each employment and ethnic/gender category.

Mgmt & Financial  
Professional  
A&E, Science, Computer  
Technical  
Sales  
Administrative Support  
Services  
Crafts  
Operative Workers  
Transportation  
Laborers

TOTAL EMPLOYEES			Female Goals
ALL	M	F	
6	3	3	39.8%
0	0	0	59.5%
4	3	1	22.3%
0	0	0	49.0%
0	0	0	49.4%
7	2	5	73.2%
0	0	0	62.3%
0	0	0	8.6%
0	0	0	36.7%
3	3	0	15.2%
8	8	0	11.1%

## HOW TO READ EMPLOYMENT ANALYSIS SECTION:

The percentages listed in the goals column are calculated by multiplying the CLFA goals by the number of employees in that job category. The number in that column represents the percentage of each protected group that should be employed by the firm to meet the CLFA goal. A negative number will be shown in the discrepancy column for each underrepresented goal of at least 1.00 position.

## II. EMPLOYMENT ANALYSIS

TOTAL

28	19	9
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	Black			Hispanic			Asian			American Indian			Filipino			Female		
	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy
Mgmt & Financial	0.20	0	N/A	0.71	0	N/A	0.37	1	N/A	0.02	0	N/A	0.37	0	N/A	2.39	3	N/A
Professional	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
A&E, Science, Computer	0.11	0	N/A	0.29	1	N/A	0.65	0	N/A	0.01	0	N/A	0.85	0	N/A	0.89	1	N/A
Technical	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Sales	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Administrative Support	0.49	1	N/A	1.46	1	N/A	0.62	2	1.38	0.04	0	N/A	0.62	0	N/A	5.12	5	N/A
Services	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Crafts	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Operative Workers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Transportation	0.24	0	N/A	0.96	0	N/A	0.14	0	N/A	0.02	0	N/A	0.14	0	N/A	0.46	0	N/A
Laborers	0.35	1	N/A	4.32	6	1.68	0.33	0	N/A	0.04	0	N/A	0.33	0	N/A	0.89	0	N/A

Goals are set by job categories for each protected group. An underrepresentation is indicated by a negative number, but if the DISCREPANCY is less than -1.00 position, a N/A will be displayed to show there is no underrepresentation.

[illegible]

001425

MWD-8029

# REQUEST FOR COUNCIL ACTION

## CITY OF SAN DIEGO

 1. CERTIFICATE NUMBER  
(FOR AUDITOR'S USE ONLY)  
**2800224**

TO: CITY ATTORNEY 2. FROM (ORIGINATING DEPARTMENT): Metropolitan Wastewater Department 3. DATE: August 7, 2007

 4. SUBJECT: Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project – Additional Funding  
 5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) Allan Navarro 858-292-6459 MS 901A 6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) Craig Whittemore (858)292-6471, MS 901A 7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED ☐

### 8. COMPLETE FOR ACCOUNTING PURPOSES

FUND	41506	41506			9. ADDITIONAL INFORMATION / ESTIMATED COST:
DEPT.	773	773			Construction Costs: \$1,234,350
ORGANIZATION	960	960			Contingency: \$ 52,976
OBJECT ACCOUNT	4279	4279			Related Costs: \$ 686,409
JOB ORDER	465050	178020			City Forces: \$ 8,000
C.I.P. NUMBER	46-505.0	46-206.0/46-611.0			Land Acquisition: \$ 120,000
AMOUNT	\$174,835	\$174,835			Total Project: \$2,101,735
					Less: Prev. Auth. (R-300250): \$120,000
					Less: Prev. Auth. (R-302764): \$1,806,900
					This Request: \$ 174,835

### 10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT.	<i>[Signature]</i>	8/21/07	8	DEPUTY CHIEF	<i>[Signature]</i>	9-21-07
2	E.O.C.	<i>[Signature]</i>	9/18/07	9	C.O.O.	NOT REQUIRED	
3	E.A.S.	<i>[Signature]</i>	9/20/07	10	CITY ATTORNEY	<i>[Signature]</i>	9/25/07
4	LIAISON OFFICE	<i>[Signature]</i>	11/5/07	11	ORIG. DEPT.	<i>[Signature]</i>	9/26/07
5	F.M.	<i>[Signature]</i>	9/14/07		DOCKET COORD:		
6	AUDITOR	<i>[Signature]</i>	9/29/07		COUNCIL LIAISON		
7					COUNCIL PRESIDENT	<input type="checkbox"/> SPOB <input checked="" type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION	
					REFER TO:	COUNCIL DATE: 11/20/07	

 11. PREPARATION OF: ☒ RESOLUTIONS ☐ ORDINANCE(S) ☐ AGREEMENT(S) ☐ DEED(S)

- Authorizing the transfer of \$174,835 from CIP No. 46-505.0, Annual Allocation – Unscheduled Projects, Fund 41506, to CIP No. 46-206.0, Annual Allocation – Accelerated Projects, Fund 41506, for the Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project.
- Authorizing the expenditure of \$174,835 from CIP No. 46-206.0 Annual Allocation – Accelerated Projects, for the Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project, for additional related costs and project contingency.

#### 11A. STAFF RECOMMENDATIONS:

Adopt the Resolution

#### 12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)

**COUNCIL DISTRICT(S):** Six (6)

**COMMUNITY AREA(S):** Clairemont Mesa

**ENVIRONMENTAL IMPACT:** This activity is not a "project" and is therefore not subject to CEQA per CEQA Guidelines Section 15060 (c)(3). The project with which this funding is associated with was covered under MND No. 7055, which was certified on September 8, 2004.

**ATTACHMENTS:** Location Map; R-300250; R-302764; Cost Estimate Sheets

**CITY CLERK INSTRUCTIONS:** Please forward two copies of the Resolution to MWWD, MS 901A, Attn: Rose Salarda.

**EXECUTIVE SUMMARY SHEET**

<b>DATE REPORT ISSUED:</b>	August 7, 2007	<b>REPORT NO.:</b>
<b>ATTENTION:</b>	Council President and City Council	
<b>ORIGINATING DEPARTMENT:</b>	Metropolitan Wastewater Department	
<b>SUBJECT:</b>	Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project – Additional Funding	
<b>COUNCIL DISTRICT(S):</b>	Six (6)	
<b>STAFF CONTACT:</b>	Allan Navarro (858)292-6459, Craig Whittemore (858)292-6471	

**REQUESTED ACTION:**

Transfer \$174,835 from CIP 46-505.0, Annual Allocation – Unscheduled Projects, to CIP 46-206.0, Annual Allocation – Accelerated Projects, for the Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project.

**STAFF RECOMMENDATION:**

Adopt the Resolution

**EXECUTIVE SUMMARY:**

This project is part of the City of San Diego's ongoing program to upgrade the sewer system. This sewer is located at the bottom of a stream bed in Dakota Canyon and, due to its location, it is difficult to access for maintenance. Due to severe erosion, a portion of the pipe has been exposed. City maintenance crews have previously repaired this exposed portion of pipe and, because of the ongoing erosion, have continued to monitor the area. The redirection of flow study and cost benefit analysis completed for this project concluded that relocating the pipe out of the canyon is not consistent with Council Policy No. 400-13 and Council Policy No. 400-14. This project will solve the erosion problem by relocating the pipe out of the stream bed and placing it in a new alignment within the canyon.

The City Council, by Resolution No. R-302764, has previously authorized the Mayor, or his designee, to execute a contract with the lowest responsible and reliable bidder. Bids for this project were opened on July 20, 2007. Three companies bid on the project and the bids came in within 10% of each other. The low bid came in at \$1,234,350 making it \$174,835 above the engineer's estimate of \$1,059,515. Due to the constraints of the working area, the price for microtunneling came in significantly higher than the engineer's estimate. Rebidding this project would likely not lower the resulting bids but would add to the administrative costs.

Environmental document (MND) for this project was certified by Council Resolution No. R-302764 adopted on June 29, 2007.

**FISCAL CONSIDERATIONS:**

The total amount of this request is \$174,835 and is available for transfer from Fund 41506, CIP 46-505.0, Annual Allocation– Unscheduled Projects. There will be no impact on current or future projects or the rate case as a result of this transfer. The project costs may be bond reimbursed approximately 80% by current or future debt financings.

**PREVIOUS COUNCIL and/or COMMITTEE ACTION:**

On March 15, 2005 the City Council adopted Resolution No. R-300250 authorizing the expenditure of \$120,000 for the acquisition of property rights required for the Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project.

On June 29, 2007 the City Council adopted Resolution No. R-302764 authorizing the expenditure of \$1,806,900 for the construction, City Forces, and related costs for Dakota Canyon Accelerated Sewer Replacement and Rehabilitation project.

The Natural Resources and Culture Committee previously approved the project and MND on June 9, 2004 and again on May 23, 2007. NR&C approved the request for additional funding on November 2, 2007.

**COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:**

Clairemont Mesa Community Group approval on July 20, 2004.

Planning Commission Officer approval on September 9, 2004.

Since the last Community Group meeting in July 2004, we have been in contact with the Chairman of the Clairemont Mesa Community Group to keep him updated on the status of the project. Since there has been no change in the design and project scope, the community group did not see any benefit in continuing presenting the project at their meetings; therefore there have been no additional presentations since July 20, 2004. In addition, we have also been in contact with homeowners who have called us requesting updated information.

We will go to the community within 30 days before construction and give a presentation on the construction process and schedule.

**KEY STAKEHOLDERS & PROJECTED IMPACTS (if applicable):**

A cost benefit analysis and redirection of flow study were completed in July of 2002.

A Biological report was done on March 12, 2004, and Mitigated Negative Declaration No. 7005 was prepared for this project.

  
Originating Department  
Deputy Chief/Chief Operating Officer

001429

**The City of San Diego**  
**CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING

AC 2800224

DEPT. NO.: 773

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$174,835.00 Fund: 41506

Purpose: Authorizing the transfer of \$174,835 from CIP 46-505.0, Annual Allocation - Unscheduled Projects, to CIP 46-206.0, Annual Allocation-Accelerated Projects for Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Projects.

Date: September 20, 2007

By: Robert Barreras *Robert Barreras*  
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
1	0	41506	773	960	4278	465050					174,835.00
TOTAL AMOUNT											\$174,835.00

FUND OVERRIDE ☐

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \_\_\_\_\_

Vendor: \_\_\_\_\_

Purpose: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_  
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT											



PROJECT COST ESTIMATE  
FY08Dakota Canyon Accelerated Swr Repl and Rehab  
46-611.0TYPE  
AWARD1472 - Addl Funding  
N/APrepared by:  
Date  
W.O. No.Debra Campbell  
08/09/07  
178020

ACTIVITY		CIP No.			TOTALS
	% of "E"	46-611.0			
A. Engineering					
4151-Pro. Services - Sverdrup	0%	0.00			
4114-Pre. Engr - In-House	17%	329,955.29			
4116-Const. Engr.	0%	0.00			
4115-As Needed	18%	347,261.86			
4119-Environmental	0%	9,191.85			
4118-Eng Service	0%	0.00			
4146-Misc. Permit/Fee	0%	0.00			
TOTAL ENGINEERING		686,409.00		\$	686,409.00 35%
B. Construction					
4220-Orion Construction Corp	62%	1,234,350.00			
4226-City Forces Work	0%	8,000.00			
TOTAL CONSTRUCTION		1,242,350.00		\$	1,242,350.00 62%
C. Equipment and Furnishings					
4922-(Const. Related)	0%	0.00			
TOTAL EQUIP. & FURN.		0.00		\$	0.00 0%
D. CONTINGENCIES					
4905-Contingencies	3%	52,976.00		\$	52,976.00 3%
4909-Pooled Contingency		0.00		\$	0.00
E. SUB-TOTAL		1,981,735.00		\$	1,981,735.00 100%
F. OTHER					
4278-Pending Council Action		0.00		\$	0.00
4279-Other Non-Personnel		0.00		\$	0.00
G. LAND ACQUISITION					
4638-Land Acquisition		120,000.00		\$	120,000.00
H. TOTAL PROJECT COST		2,101,735.00		\$	2,101,735.00
Uncommitted/Unprogrammed Obj Accts 4278, 4279				\$	0.00
Pending trfr in from AA					174,835.00
This Request					174,835.00
REMAINING UNCOMMITTED				\$	0.00

## FUNDING:

Fund No:	41506
CIP No.	46-611.0
Programmed	1,926,900.00
Uncom. Bal.	0.00
THIS REQUEST	174,835.00

COMMENTS:

001431

46-611.0  
Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project  
APP09I as of 08/9/07  
FY08

ACTIVITY	CURRENT APPROP	EXPEND	ENCUMB	NET BALANCE	APPROP CHANGE	APPROP CHANGE	AMOUNT AVAILABLE	REVISED APPROP
					Pending Auditor's JV (MWD-8031)	This request		
<b>A. ENGINEERING</b>								
4151 PRO. SERVICES	0.00	0.00		0.00			0.00	0.00
4114 PRELIM ENG-IN HOUSE	0.00	184,720.55		(184,720.55)	195,120.29	134,835.00	145,234.74	329,955.29
4116 CONSTR. ENGR. (IN-HOUSE)	0.00	0.00		0.00			0.00	0.00
4115 CDM TO#29	0.00	1,764.86		(1,764.86)	1,764.86		0.00	1,764.86
4115 B&C TO#1	0.00	323,200.80	22,296.20	(345,497.00)	345,497.00		0.00	345,497.00
4119 DUDEK TO#50	0.00	9,191.85		(9,191.85)	9,191.85		0.00	9,191.85
4118 ENGINEERING SERVICE	0.00	0.00		0.00			0.00	0.00
4146 MISC PERMIT/FEE	0.00	0.00		0.00			0.00	0.00
<b>TOTAL ENGINEERING</b>	<b>0.00</b>	<b>518,878.06</b>	<b>22,296.20</b>	<b>(541,174.26)</b>	<b>551,574.00</b>	<b>134,835.00</b>	<b>145,234.74</b>	<b>686,409.00</b>
<b>B. CONSTRUCTION</b>								
4220 ORION CONSTRUCTION CORP	0.00	0.00		0.00	1,234,350.00		1,234,350.00	1,234,350.00
4226 CONT SERV-CITY FORCE	0.00	0.00	0.00	0.00	8,000.00		8,000.00	8,000.00
<b>TOTAL CONSTRUCTION</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>1,242,350.00</b>	<b>0.00</b>	<b>1,242,350.00</b>	<b>1,242,350.00</b>
<b>C. EQUIPMENT AND FURNISHINGS</b>								
4922 (CONST. RELATED)				0.00			0.00	0.00
<b>TOTAL EQUIP &amp; FURN.</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>D. CONTINGENCIES</b>								
4905 CONTINGENCY	0.00			0.00	12,976.00	40,000.00	52,976.00	52,976.00
4909 POOLED CONTINGENCY	0.00			0.00			0.00	0.00
<b>F. OTHER</b>								
4278 PENDING COUNCIL ACTION	1,806,900.00			1,806,900.00	(1,806,900.00)		0.00	0.00
4279 OTHER NON PERSONNEL				0.00			0.00	0.00
<b>TOTAL OTHER</b>	<b>1,806,900.00</b>	<b>0.00</b>	<b>0.00</b>	<b>1,806,900.00</b>	<b>(1,806,900.00)</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>G. LAND ACQUISITION</b>								
4638 PROPERTY ACQUISITION	120,000.00	117,674.34		2,325.66			2,325.66	120,000.00
<b>H. TOTAL PROJECT COST</b>	<b>1,926,900.00</b>	<b>636,552.40</b>	<b>22,296.20</b>	<b>1,268,051.40</b>	<b>0.00</b>	<b>174,835.00</b>	<b>1,442,886.40</b>	<b>2,101,735.00</b>

## COMMENTS:

- The total appropriation of \$174,835 will be funded from the Annual Allocation - Accelerated Projects, CIP 46-206.0.

10/11/20

(R-2008-256 COR. COPY)

RESOLUTION NUMBER R-\_\_\_\_\_

DATE OF FINAL PASSAGE \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING  
THE TRANSFER AND EXPENDITURE OF ADDITIONAL  
FUNDS FOR THE DAKOTA CANYON ACCELERATED  
SEWER REPLACEMENT AND REHABILITATION PROJECT

WHEREAS, on June 26, 2007, the City Council by Resolution Number R-302764 authorized the Mayor or his designee to advertise and award a contract for the Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project [Project] to the lowest responsible and reliable bidder; and

WHEREAS, the lowest bid received for the Project exceeds engineer's estimate by \$174,835 and it is, therefore, necessary to approve additional funds for the Project. NOW, THEREFORE,


BE IT RESOLVED, by the Council of the City of San Diego as follows:

1. That the City Auditor and Comptroller is authorized to transfer the amount of \$174,835 from CIP No. 46-505.0, Annual Allocation – Unscheduled Projects, Fund 41506, to CIP No. 46-206.0, Annual Allocation – Accelerated Projects, Fund 41506.
2. That the expenditure of an additional amount not to exceed \$174,835 from CIP No. 46-206.0 Annual Allocation – Accelerated Projects for the purpose of providing additional funds for the Project is approved, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer.

3. That this activity is not subject to the California Environmental Quality Act pursuant to CEQA Guidelines 15378(c). This activity is a subsequent discretionary approval covered under Project # 7055, Dakota Canyon Sewer. The activity is adequately addressed in the environmental document and there is no change in circumstance, additional information, or project changes to warrant additional environmental review pursuant to CEQA Guidelines section 15177.

4. That the City Auditor and Comptroller is authorized, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
James W. Lancaster  
Deputy City Attorney

JWL:ca  
09/25/07  
11/13/07 CORR. COPY  
Aud.Cert: AC 280024  
Or.Dept: MWWD  
R-2008-256 CORR. COPY

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of \_\_\_\_\_.

ELIZABETH S. MALAND, City Clerk

By \_\_\_\_\_  
Deputy City Clerk

Approved: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

RESOLUTION NUMBER R- 300250ADOPTED ON MAR 15 2005

WHEREAS, the Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project is a part of the City of San Diego's on-going program to rehabilitate, upgrade, and/or relocate sewers that are in the canyons; and

WHEREAS, the Dakota Canyon sewer is located in the bottom of a stream bed in Dakota Canyon, and due to its location, it is difficult to access for maintenance; and

WHEREAS, due to severe erosion in the stream bed, the pipe has been exposed and emergency repairs have been required by City crews to prevent sewage from entering the natural storm drain system; and

WHEREAS, this project will relocate the pipe out of the stream bed, and place it in a new alignment higher up the slope, thereby eliminating the hazards caused by the on-going erosion; and

WHEREAS, this project will solve the access problem by providing an 8-foot-wide access path for maintenance purposes, with ingress and egress to come from Erie Street dedicated right-of-way; and

WHEREAS, the project construction will consist of the installation of approximately 695 linear feet of new 8-inch sewer main, and rehabilitation of 520 linear feet of existing 8-inch sewer main; and

WHEREAS, once the new sewer main is put into service, 1,310 linear feet of existing 51-year-old, 8-inch sewer main will be physically abandoned, and the easement rights related to this section of sewer line will be abandoned and reconveyed by the City to the respective property owners, through the execution and recordation of quitclaim deeds; and

WHEREAS, the property rights have been appraised at \$74,400 by Gary Rasmuson, MAI, Rasmuson Appraisal Services, dated June 28, 2004, AP No. 2721, and the cost of the appraisal, title, escrow, labor and miscellaneous costs of acquisition is \$45,600; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the City Manager or designee, is authorized to expend an amount not to exceed \$120,000 from Fund No. 41506, CIP No. 46-206.0, Annual Allocation-Accelerated Projects, for the acquisition, appraisal, title, escrow, city staff labor charges, and miscellaneous costs of the acquisition of property rights required for the Dakota Canyon Sewer Replacement project, provided that the City Auditor first furnishes a certificate certifying that funds are, or will be on deposit, with the City Treasurer.

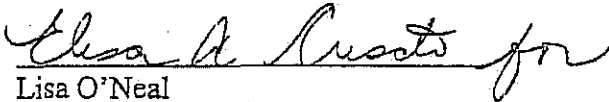
BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that the City Manager or his designee is authorized and empowered to execute, for and on behalf of the City of San Diego, quitclaim deeds, conveying all the City's right, title, and interest in the unneeded easements in those portions of Lot 7, Eureka Lemon Tract, Map 753, filed May 19, 1953; Lots 1 and 2, Bowman's Terrace, Map 3295, filed September 7, 1955; and Lots 17 and 18, Padre Glen, Map 6977, filed July 8, 1977. Execution and recordation of the quitclaim deeds shall only occur following the filing of the Notice of Completion for the Dakota Canyon Accelerated Sewer

Replacement and Rehabilitation Project, CIP No. 46-611.0. Copies of the quitclaim deeds are on file in the Office of the City Clerk as Documents Nos. RR-300250-1 thru RR00250-6

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that it states for the record that the final Mitigated Negative Declaration, Project No. 7055, has been reviewed and considered prior to approving the project; and that it directs the City Clerk to file a Notice of Determination. A copy of the Mitigated Negative Declaration is available upon request from the Development Services Department, Land Development Review Division.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Lisa O'Neal  
Deputy City Attorney

LDO:als  
01/18/05  
Or.Dept: REA  
Aud.Cert:2500574  
R-2005-527  
MMS#1042

Passed and adopted by the Council of San Diego on March 15, 2005 by the following vote:

YEAS: PETERS, ZUCCHET, ATKINS, YOUNG, MAIENSCHIN, FRYE, MADAFFER, MAYOR MURPHY.

NAYS: NONE.

NOT PRESENT: INZUNZA.

AUTHENTICATED BY:

DICK MURPHY  
Mayor of The City of San Diego, California

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California


(SEAL)

By: Esther Ramos, Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of RESOLUTION NO. R- 300250 passed and adopted by the Council of The City of San Diego, California on March 15, 2005.

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California

(SEAL)

By: , Deputy  
Esther Ramos



(R-2007-1058)

101

6/26

RESOLUTION NUMBER R- 302764DATE OF FINAL PASSAGE JUN 29 2007

W.O.

178021

A RESOLUTION OF THE CITY COUNCIL APPROVING  
PLANS & SPECIFICATIONS; AWARDING A CONTRACT;  
AND TRANSFERRING AND EXPENDING FUNDS  
REGARDING THE DAKOTA CANYON ACCELERATED  
SEWER REPLACEMENT / REHABILITATION PROJECT.

WHEREAS, sewer pipes in the Dakota Canyon area need to be repaired and rehabilitated under the City's accelerated sewer program; and

WHEREAS, the City acquired property rights for the area by Resolution No. R-300250 on March 15, 2005, and the work may commence; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the plans and specifications for the construction of Dakota Canyon Accelerated Sewer Replacement and Rehabilitation Project, filed in the office of the City Clerk as Document No. W.O. 178021, are approved.

2. That after advertising for bids in accordance with law, the Mayor or his designee is authorized to award the Project contract to the lowest responsible and reliable bidder in an amount not to exceed \$1,806,900; provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for this expenditure are, or will be, on deposit with the City Treasurer.

3. That the City Auditor and Comptroller is authorized to transfer an amount not to exceed \$560,902 within Fund No. 41506, from CIP 44-001.0, Annual Allocation - Sewer Main Replacements, to CIP 46-206.0, Annual Allocation - Accelerated Projects.

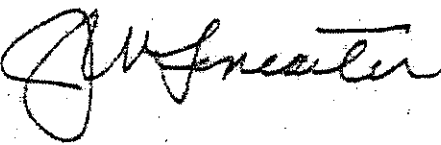
4. That the expenditure of an amount not to exceed \$1,806,900 from Fund No. 41506, CIP 46-206.0, Annual Allocation - Accelerated Projects, is authorized, solely and exclusively to

provide for project construction, contingency, City forces, and related costs, provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure under established contract funding are, or will be, on deposit in the City Treasury.

5. That this activity is not subject to the California Environmental Quality Act pursuant to CEQA Guidelines 15378(c). This activity is a subsequent discretionary approval covered under Project # 7055, Dakota Canyon Sewer. The activity is adequately addressed in the environmental document and there is no change in circumstance, additional information, or project changes to warrant additional environmental review pursuant to CEQA Guidelines section 15177.

6 That the City Auditor and Comptroller is authorized to transfer excess budgeted funds, if any, to the appropriate reserves on advice from the administering department.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 

James W. Lancaster  
Deputy City Attorney

JWL:mb  
05/18/07  
Aud.Cert:N/A  
Or.Dept:MWWD  
MWD-7092  
R-2007-1058

R- 302764

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego,  
at its meeting of JUN 26 2007.

ELIZABETH S. MALAND, City Clerk

By

Mary Zamora  
Deputy City Clerk

Approved: 6-29-07

(date)

JSA  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_

(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor